MEMORANDUM OF UNDERSTANDING

between

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT HOMELAND SECURITY INVESTIGATIONS

and

Ohio State Highway Patrol

regarding

	THE DESIGNATION OF	Ohio State Highway Patrol	EMPLOYEES
	A	S CUSTOMS OFFICERS (EXCEPTED)	
PAR Enfo	TIES. The Parties to this Memoral recement (ICE) Homeland Security	ndum of Understanding (MOU) are U.S. Imn Investigations (HSI) and Ohio State High	nigration and Customs way Patrol
AUT auth	HORITY. Title 19, United States Corlzed under the provisions of	Code (U.S.C.), Section 1401(i); 19 U.S.C. §	1589a. This MOU is also
coor	eretion and coordination between	ective enforcement of the laws relating to HS the two Perties. The Parties have therefore employees of Ohio Stete Highwey Patrol	entered into this MOU to govern
is au With custo	thorized to designate persons es (in ICE, this authority has been dele oms officers are authorized to enfo	1930, as emended (19 U.S.C. § 1401(i)), the Customs Officers (Excepted) to perform the degated to the HSI Special Agents in Charge, ince the full range of federal offenses. Howeving the authority to enforce administrative vio	luties of a Customs Officer. Pursuant to 19 U.S.C. § 1589a, er, in designating Customs
Ther	e may be Instances when HSI det	ermines that it is desirable for certain sworn	law enforcement employees of
Ohio	State Highway Patrol	to perform certain	HSI dutles. This MOU sets forth
the e	greement and relationship betwee	en the Parties with respect to this determinat	tlon.
	PONSIBILITIES.		
RES			
RES	Parties agree as follows:		
RESI The I	Parties agree as follows:	of Ohio State Like hover Potent	
RES	Parties agree as follows: grees to: Designate certain employees of Officers (Excepted), without ad	of Ohio State Highway Patrol ditional compensation, to perform the duties Fitle 19 Task Force Officer" (ICE Form 73-00	as Customs s as noted on the "Designation, 01). This form is attached and is
RESI	Parties agree as follows: grees to: Designate certain employees of Officers (Excepted), without ad Customs Officer (Excepted) – 1 hereby made part of this MOU;	ditional compensation, to perform the duties Fitle 19 Task Force Officer" (ICE Form 73-00 Officer (Excepted) – Title 19 Task Force Of	s as noted on the "Designation, 01). This form is attached and is

- Advise the designated Customs Officers (Excepted) about court proceedings concerning seizures or arrests made by them in accordance with the authorities granted by HSI contemplated under this MOU;
- Process, under appropriete regulations, any injury claim submitted as a result of injuries occurring to the designated Customs Officers (Excepted) while such individuels are acting pursuant to this MOU, for compensation under the Federal Employee Workers Compensation Act (5 U.S.C. § 8101, et seq.).

Ohio State Highway Patrol :	
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- a. That only sworn lew enforcement officers of Ohio State Highway Patrol
 who successfully complete the appropriete HSI Tesk Force Officer cross-designation Training Course and receive an epproved "Designation, Customs Officer (Excepted) Title 19 Task Force Officer" (ICE Form 73-001) will be designated as Customs Officers (Excepted);
- That eech law enforcement officer will be bound by the Authorities Granted and the Endorsements and Restrictions as noted on the "Designation, Customs Officer (Excepted) – Title 19 Task Force Officer" (ICE Form 73-001);
- c. To advise HSI of each court proceeding in which the velidity of a Customs Officer (Excepted)'s enforcement authority becomes an issue, and allow HSI to provide legal memoranda or other essistence as deemed necessary by HSI:
- d. That agency employees designeted as Customs Officers (Excepted) will follow HSI directives and instructions when utilizing enforcement authority conveyed by HSI;
- e. To provide to HSI, before designation of each officer and on en ongoing basis, eny derogatory information, or information that may call into question the officer's truthfulness or ability to testify in court; and
- f. To return all HSI-issued equipment and identification when a cross-designated officer terminates employment or when his or her cross-designation expires.

Both Perties agree:

- That any abuse of HSI cross-designation authority may leed to the revocation of such cross-designations by HSI; end
- To schedule periodic meetings to review this MOU, as required.
- 5. REPORTING AND DOCUMENTATION. HSI SAC offices will maintain the original signed "Designation, Customs Officer (Excepted) Title 19 Task Force Officer" (ICE Form 73-001). Copies of this form will be held by the Contraband Smuggling Unit at HSI Headquerters, the designated Customs Officer (Excepted), and the designated HSI Detroit Task Force Officer Coordinator.

If applicable, the HSI office will maintain documentation of designeted Customs Officers (Excepted) approved to use HSI vehicles and certification that the designated Customs Officers (Excepted) have completed the ICE Fleet Cerd Training in Virtual University and any other fleet related training.

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	HSI Olfice: Detroit, MI	Ohio State Highway Patrol
	Name:	Name: Kevin Dillard
	Title: Special Agent	Title: Lieutenant
	Address: 477 Michigan Ave. Sulte 1850	Address: 1970 West Broad Street
	Detroit, Mi 48226	Columbus, Ohio 43223
	Telephone Number:	Telephone Number:
	Fax Number: 313-226-3964	Fax Number: (614) 644-6938
	E-mail Address: @dhs.gov	E-mail Address: KDIIIard@dps.ohlo.gov
7,	OTHER PROVISIONS. This MOU is en internal as benefits to eny other perty or the public.	greement between the Parties and does not confar any rights, privileges, or
	Nothing in this MOU is intended to conflict with cu inconsistent with such authority, that term shall be force and effect.	rrent laws, reguletions, or policies of either Party. If a term of this MOU is invalid but the remaining terms and conditions of this MOU shall remain in fu
	Nothing In this MOU is intended or shall be constructed U.S. Treasury in violation of the Anti-Deficience	ued to require the obligetion, appropriation, or expenditure of any money from y Act, 31 U.S.C. §§ 1341-1519.
	The forms end authorities referenced herein may i	be renamed or replaced by HSI without prejudice to this MOU.
8.	EFFECTIVE DATE. The terms of this MOU will be Form of each Customs Officer (Excepted) is effect	come effective on the dete the last Perty signs the MOU. The Designation ive per the date on that document.
9.	MODIFICATION. This MOU may be amended by t	the written concurrence of both Parties.
10.	TERMINATION. This MOU may be termineted by	aither Party upon a 30-day written notification to the other Party.
APPI	ROVED BY:	Cal Di
Steve	e K. Frencis	Colonel Paul Pride / Superintendent Ohio State Highway, Patrol
Speci	ial Agent in Charge eland Security Investigations	- John Down/proc
U.S. I	immigration and Customs Enforcement	John Born, Director, Ohio Department of Public Safety
Date:		Date: 11/5/18
		•

6.

POINTS OF CONTACT.

EXPIRATION DATE:			
Expires no leter than 2 years from contlituation date (#	10)		

HSI Credentiel Number:	
Badge Number: (if applicable)	Milet

DEPARTMENT OF HOMELAND SECURITY U.S. Immigration and Customs Enforcement

DESIGNATION, CUSTOMS OFFICER (EXCEPTED) - TITLE 19 TASK FORCE OFFICER

	(Homeland Se	icurity Investigations Directive 14-02))	
Pursuant to the provisions of 19 U.S.C. § 1401(I) a Customs Officer (Excepted) without additional the performence of such duties as outlined below, revoked at an earlier date. In performing the duties Security (DHS), U.S. Immigration and Customs Entha training necessary to perform your duties as a (Excepted) for investigative Purposes – Domestic* Duration of Designation: Designations under this may be redesigned for an additional Supersisted.	compensation, it will be in effect we so fa TFO, you we note comment (ICE). TFO eccording to ", dated Mey 7, 20 s Directive are val	hereinefter referred to as a Title 18 while you remain in your present positivition to subject to guidelines, directives a Homeland Security Investigations (for HSt Directive 14-02, "Law Enforcement, or as updeted.	9 Task For ition and to s, and instruction the standard instruction of the standard in	rce Officer (TFO). This designation, for acation until the expiretion data, unless ructions of the Department of Homeland agements will be made for you to receive ars Designated to Act as Customs Officers. O Course was completed. Title 19 TFOs
may be redesigneled for an additional 2 years, with Redesignation must be accomplished before the ex years to remain designated.	nout additional tra appration of the or	aining, upon the completion of a new riginal designetion. Title 19 TFOs mu	/ Designati ust attend t	on Form, ICE Form 73-001 (this form). the TFO Course no less then every 4
1. TFO's Full Legal Name:	·····	2. Last 4 of Social Security Number	er:	3. Date of Birth:
			j	V. 10.17 S. 2.11.
4. Parent Agency (Full Name - NO ACRONYMS):		4e. Phone Number:	4b. Pare	nt Agency E-mell:
Ohio State Highway Patrol		+1		@dps.ohio.gov
Address 1970 West Broad		4c. ICE or DHS E-mail (Required fo	n Full and P	
Street Street				
Columbus OH	43223	5. Parent Agency Position/Rank:		6. Parent Agency Badge Number:
	Zip Code	Sergeant		ħ.
7. Perent Agency Supervisor:		7e. Phone:	7b. E-ma	
Lieutenant Jon Payer		+1	jpaye	r@dps.ohio.gov
8, HSI Designated Supervisor:		8a. Phone:	8b. E-me	
		+1		Bice. dhs. gov
9. HSt Office Assigned:		10. Certification/Recertification Da	•	
Cincinnati		(Date of training completion or data recentified by the SAC for an additional 2 years prior to expiration of first 2 years.)		
11. Cencellation/Revoked Date: Cancel	lation Authorizing			ebove (#10), if no elignature present)
12. TFO Stalus:				
Full-Time: A TFO who is co-located with HSI a and is significantly contributing to investigation	and is working dir is. (ICE or DHS e	rectly for an HSI first- or second-line э-mail required)	superviso	r for a minimum of 30 hours per week
Part-Time: A TFO who is co-located with HSI is significantly contributing to investigations. (It	and is working di CE or DHS e-ma	rectly for an HSI first- or second-line if required)	aupervisc	or for e minimum of 8 hours per week and
On-Cati: A TFO who does not meet the standa officers working strictly in a uniformed capecity	ards of alther a Pa	art-Time or Full-Time TFO, who is o	ccesionati -meil recor	y called upon to assist HSt, including mmended; required to fly armed.)
13. Authoritles Granted:				***************************************
Only the marked duties are authorized for the TFO.				
Carry a firearm, in accordance with federal law				
Execute end serve orders, search werrents, an States, in accordance with lews administered e	rest warrants, sul ≱nd/or enforced b	bpcenas, summonses, and other pro by HSI.	ocesses Is	sued under the authority of the United
Make errests without warrant for any offense at the United States, committed outside his or her	gainst the United r presence for wh	States committed in his or her pres lich sufficient probable cause exists.	ence or fo	r a felony, cognizable under the lews of
[X] Perform other law enforcement duties which ma	ay be authorized	under 19 U.S.C. § 1589a.		
X Make selzures of property in compliance with the	he Constitution of	f the United States and the Customs	s laws.	
Conduct customs border searches for merchan necessary to that end, or es otherwise may be	dise being impor subject to seizum	rted into or exported from the United e under the laws of the United State	l States, ei	nd detain such persons or erticles
Other authorities:				

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14. Endorsements and Restrictions:					
The following marked endorsements and restrictions apply to the TFO:					
This designetion form is invalid without eccompenying HSI identification and employing agency identification.					
The TFO shall follow the Interim ICE Use of Force Policy, dated July 7, 2004, or as updated or superseded.					
X The TFO is not granted the authority to enforce edministrative violations	of immigration law.				
X The TFO will present for inventory his or her HSI-Issued credentials (an	d badge, if applicable) every 6 months or upon red	quest of the HSI supervisor.			
Prior to using the authorities grented by this designetion, notification will be made to an HSI supervisor or designee. (This restriction is mandatory for On-Call TFOs, and is otherwise discretionery.)					
X The TFO is authorized to fly ermed while conducting official HSI busines	ss. (ICE or DHS e-mail required.)				
The TFO is authorized to operate a government owned vehicle (GOV) in	accordance with HSI policy.				
Other Endorsements end Restrictions:					
*Refer to HSI Directive 14-02, "Lew Enforcement Officers Designated to Domestic," dated Mey 7, 2014, or es updeted, for e complete explenetion	Act es Customs Officers (Excepted) for invest n of euthoritiee, endoreements, end restriction	ilgative Purposes - e.			
15. TFO's Acknowledgement:	16. Authorizing Officer (HSI SAC):				
I heve read end understand the euthorities grented to me end the endorsements and restrictions listed above end in the referenced Directive.	Printed Name SPECIAL AGENT IN CHARGE Title X				
Task Force Officer's Signature Date	Signature	Dete			

EXPIRATION DATE:
Expires no later than 2 years from contification date (#10)

HSI Credential Number:	
Badge Number: (If epplicable)	

DEPARTMENT OF HOMELAND SECURITY

U.S. Immigration and Customs Enforcement

DESIGNATION, CUSTOMS OFFICER (EXCEPTED) - TITLE 19 TASK FORCE OFFICER

(Homeland Security Investigations Directive 14-02) Pursuant to the provisions of 19 U.S.C. § 1401(i) and as delegated, and by agreement with your employing agency, you are hereby designated a Customs Officer (Excepted) without additional compensation, hereinefter referred to as a Title 19 Task Force Officer (TFO). This designation, for the performence of such duties as outlined below, will be in effect while you remain in your present position and location until the expiration date, unless revoked at an earlier date. In performing the duties of a TFO, you will be subject to guidelines, directives, and instructions of the Department of Homeland Security (DHS), U.S. Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI), Arrangements will be made for you to receive the training necessary to perform your duties as a TFO according to HSI Directive 14-02, 'Lew Enforcement Officers Designated to Act as Customs Officers (Excepted) for Investigative Purposes - Domestic", dated May 7, 2014, or as updated. Duration of Designation: Designations under this Directive are valid for a period of 2 years from the date the TFO Course wee completed. Fitle 19 TFOs may be redesignated for an edditional 2 years, without additional training, upon the completion of a new Designation Form, ICE Form 73-001 (this form). Redesignation must be accomplished before the expiration of the original designation. Title 19 TFOs must ettend the TFO Course no less then every 4 years to remain designeted. 1. TFO's Full Legal Neme: 2. Lest 4 of Sociel Security Number: 3. Dete of Birth: 4. Parent Agency (Full Name - NO ACRONYMS): 4a. Phone Number: 4b. Parent Agency E-meit: Ohio State Highway Patrol @dps.ohio.gov 4c. ICE or DHS E-mail (Required for Full and Part-time TFOs); Address 1970 West Broad Stract 5. Perent Agency Position/Rank: 6. Perent Agency Bedge Number: Columbus 43223 City K-9 Trooper State. Zio Code 7. Parent Agency Supervisor: 7e. Phone: 7b E-mail: Lieutenant Jon Payer +1 I jpayer@dps.ohio.gov 8. HSI Designated Supervisor: 8e. Phone: 8b. E-mail: dice.dhs.gov 9. HSI Office Assigned; Certificetion/Recertification Date (Certification expires 2 years from); (Date of training completion or date recertified by the SAC for an Cincinnati

Cancellation/Revoked Date:	Cancellation Authorizing Signature (HSI): (Expires 2 years from date above (#10), if no signature present)

12. TFO Status:

X	Full-Time. A TFO who is co-located with HSI and is working directly for an HSI first- or second-line supervisor for a minimum of 30 hours per week
	and is significantly contributing to investigations, (ICE or DHS e-meil required)

- Part-Time: A TFO who is co-located with HSt and is working directly for an HSI first- or second-line supervisor for a minimum of 8 hours per week and is significantly contributing to investigations. (ICE or DHS e-mail required)
 - On-Catt: A TFO who does not meet the standards of either a Part-Time or Full-Time TFO, who is occesionally called upon to assist HSI, including officers working strictly in a uniformed capacity, who does not report directly to HSI. (ICE or DHS e-mail recommended; required to fly ermed.)
- 13. Authorities Granted:

Only the marked duties are authorized for the TFO.

- Cerry a firearm, in accordance with federal law, that he or she is authorized and qualified to carry by his or her parent agency while on duly.
- Execute and serve orders, search warrants, arrest warrants, subpoenas, summonses, and other processes issued under the authority of the United States, in accordance with laws edministered and/or enforced by HSI.
- [X] Make errests without warrant for any offense against the United States committed in his or her presence or for a felony, cognizable under the laws of the United States, committed outside his or her presence for which sufficient probable cause exists.
- Perform other law enforcement duties which may be authorized under 19 U.S.C. § 1589a,
- Make seizures of property in compliance with the Constitution of the United States and the Customs taws.
- Conduct customs border searches for merchandise being imported into or exported from the United States, and detain such persons or articles necessary to that end, or as otherwise may be subject to seizure under the lews of the United States.

	Other	euthorities:	
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14. Endorsements and Restrictions:		
The following marked endorsements and restrictions apply to the TFO:		
X This designation form is INVALID without accompanying HSt identification and employing agency identification.		
The TFO shall follow the Interim ICE Use of Force Policy, deted July 7, 2004, or as updated or superseded.		
The TFO is not granted the authority to enforce administrative violations of immigration law.		
The TFO will present for inventory his or her HSI-issued credentials (and badge, if applicable) every 6 months or upon request of the HSI supervisor.		
Prior to using the authorities granted by this designation, notification will be made to an HSI supervisor or designee. (This restriction is mandatory for On-Call TFOs, and is otherwise discretionary.)		
X The TFO is authorized to fly armed while conducting official HSI business. (ICE or DHS e-mail required.)		
The TFO is authorized to operate a government owned vehicle (GOV) in accordance with HSI policy.		
Other Endorsements and Restrictions:		
*Refer to HSI Directive 14-02, "Law Enforcement Officers Designated to Act as Cuatoma Officera (Excepted) for Investigative Purposea - Domesiic," dated May 7, 2014, or ea updated, for a complete explanation of authorities, endorsements, and restrictions.		
15. TFO's Acknowledgement:	16. Authorizing Officer (HSI SAC):	
I have read and understand the authorities granted to me and the endorsements and restrictions listed above and in the referenced Directive.	Printed Name SPECIAL AGENT IN CHARGE Title X	
Task Force Officer's Signature Date	Signatura Date	*********

ICE Form 73-001 (5/14)